IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.35982 of 2008
MD.KAMAL
Versus
STATE OF BIHAR

For the petitioner – Mr. Abdul Manan Khan, Adv.
Mr. Binay Kumar "Bineet", Adv.
For the State – Mr. C. Jawahar, A.P.P.
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2. 28/8/2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is facing prosecution under Sections 341, 323, 324 and 307 of the Indian Penal Code.

Learned counsel for the petitioner submits that the informant is wife of "Bhagina" of the petitioner. It is apparent from the F.I.R. that there was certain altercation in the family due to preparation of food during "Shab-e-Barat" festival and due to aforesaid altercation, the petitioner has assaulted the husband of the informant by knife. Learned counsel for the petitioner submits that there is no injury report on the record. He further submits that it is apparent from the order of Sessions Judge, that only discharge certificate has been produced. It is stated that the petitioner is in custody since 12.6.2008.

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Learned A.P.P. appearing on behalf of the State submits that the petitioner has assaulted the husband of the informant by knife. However, he admits that it is apparent from the order of Sessions Judge that only discharge certificate has been produced.

In view of the aforementioned facts and circumstances

of the case and submissions made on behalf of the parties, let petitioner Md. Kamal be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Lakhisarai, in connection with Lakhisarai P.S. Case No. 423 of 2007.

S.Ali **(Dr. Ravi Ranjan, J.)**

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